

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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FILED

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U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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AFFIDAVIT OF JULIUS R. NASSO SR

TIME A.M. \_\_\_\_\_

1. I am Affiant, Julius R. Nasso, S.S. #051 46 4605, D.O.B. October, 19, 1952, of 16 Wakefield, Staten Island, New York, 10312.

2. I am currently incarcerated at Federal Correctional Institution (FCI) Elkton, at 8730 Scroggs Road, P.O. Box 10, Lisbon Ohio 44432-0010.

3. During conversations with my Unit Team Mr. Raimey (Counselor) and Mrs. Winter-Gates (case manager), I was informed that I would be eligible for thirty (30) days placement in a Halfway-House.

4. That upon approval, I would be placed in a halfway house by June 3, 2005.

5. Approximately March 1, 2005, I was informed by Mrs. Winter-Gates that my halfway house package had been submitted.

6. On or about March 7, 2005, I was told by Mr. Raimey that I could possibly be denied halfway house placement due to my prison records alleging that I am an associate of Organized Crime ("OC").

7. My institutional records holding me responsible for "ORGANIZED CRIME, EXTORTION (THREAT TO KILL STEVEN SEAGAL IF HE DID NOT AGREE PAYING \$63 million), MONEY LAUNDERING, WITNESS TAMPERING AND RACKETEERING." See Attachment "A".

8. That on March 17, 2005, Mrs. Winter-Gates informed that there was a good possibility of my being turned down, for halfway house placement, due to my being an alleged associate of Organized Crime.

9. On March 18, 2005, I submitted a cop-out to Mrs. Winter-Gates, with proof where the Warden of FCI Elkton stated that my being an alleged associate of organized crime would "NOT PRECLUDE ME FROM...PARTICIPATION IN COMMUNITY ACTIVITIES RECOMMENDED BY THE WARDEN ." (ie. Halfway house) See Attachment "B".

10. Attachment "B", I further supplied proof that the Region, after reviewing my true court records, acknowledged that I am NOT AN ASSOCIATE OF ORGANIZED CRIME, where they wrote "WE RECOGNIZE THE JUDGMENT AND COMMITMENT ORDER AND REMARKS FROM THE SENTENCING JUDGE SUPPORT YOUR ASSERTION THAT YOU WERE NOT A MEMBER OR AN ASSOCIATE WITH ORGANIZED CRIME..."

11. On March 21, 2005, I was informed, By Mrs. Winter-Gates, that my halfway house had been denied and that she had resubmitted what she termed a DENIAL PACKAGE.

12. She explained this denial package, to me, as so form of reconsideration package.

13. On Tuesday March 22, 2005, Mr. Raimey and Mrs. Winter-Gates informed me that I had been officially denied halfway house placement.

14. I informed Mr. Raimy and Mrs. Winter-Gates that my probation officer, Ms. Gwen Munley, told my mother that she had no problem with my being placed in a halfway house. Furthermore, that any problems would be at the institution and I should speak to my counselor.

15. Both Mr. Raimey and Mrs. Winter-Gates told me and assured me that the institution had nothing whatsoever to do with my being denied.

16. Mrs. Winter-Gates said that she had spoken to my probation officer and that my probation officer had approved my residence and qualifications for halfway house.

17. Mrs. Winter-Gates stated that my probation officer was not responsible for my being denied, rather, that the probation department is responsible for my denial.

18. Mrs. Winter-Gates and Mr. Raimey were up-front about the fact that I was being denied placement due to the erroneous allegations of my being an organized crime. **Contradictory to my J&C and Court Records.**

19. As I was walking out of Mrs. Winter-Gates's office, she told me that I should construe our meeting as my official notification of my halfway house denial.

20. At said time, I asked Mrs. Winter-Gates if she would please give me something, in writing, stating that I had been denied and the reason for said denial.

21. She stated that my papers are presently awaiting the Warden's signature and it would be between six and ten weeks before they made their round, through the institution, back to me. Further, that at said time would be the earliest she would be able to give me something in writing.

22. I am writing this Affidavit because my receiving the official denial, in writing, would fall on or about the same week I would be leaving to the halfway house. Obtaining it at this late of a date would make it worthless, as it would give me no time to challenge the inaccurate information used to deny me halfway house placement.

IN WITNESS WHEREOF, the undersigned has executed this Affidavit this 23 day of March, 2005.

~~Julius R. Nasso~~

STATE OF OHIO

COUNTY OF COLUMBIANA

On March \_\_\_\_\_, 2005, before me, \_\_\_\_\_ personally appeared Julius R. Nasso, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument he did execute said instrument. **WITNESS my hand and official seal.**

**Signature**

**"AUTHORIZED BY THE ACT OF JULY 27, 1955  
TO ADMINISTER OATHS (18 USC 4004)."**

## CORRECTIONAL TREATMENT SPECIALIST

3/23/05

DATE \_\_\_\_\_

ELKDO 600.00 \* SECURITY/DESIGNATION \* 09-19-2004  
 PAGE 002 OF 002 \* DATA 08:06:55  
 REGNO: 67923-053 NAME WASSO, JULIUS R ORG: CNK  
 RC/SEX/AGE: W/M/51 FORM D/T: 03-08-2004/1030 RES: STATEN ISLAND, NY 10312  
 OFFN/CHG... CTC EXTORTION-12 MONTHS AND ONE DAY  
 DKT:CR-02-606-11(FB)/TRD=07-03-2005 W/1 DAY JTC  
 CUSTODY...: IN RIL: CR HX PT: 0 CAR: CARE4  
 CITIZENSHIP: UNITED STATES OF AMERICA PUB SAFETY: GRT SVRTY  
 CIM CONSID: USM: ENY  
 JUDGE.....: F. BLOCK REC FACI: MIN SEC REC PROG: NONE  
 DETAINER...: NONE SEVERITY: GREATEST MOS REL.: 010  
 PRIOR.....: NONE ESCAPES.: NONE VIOLENCE: NONE  
 PRECOMMT...: VOL SURR V/S DATE: 08-20-2004 V/S LOC.: BOP  
 OMDT REF...: YES SEC TOT.: 4 SCORED LEV: LOW  
 CCM RMKS...: US CTZ(POB-IT);INST:\*OC,EXTRTN(THREATS TO KILL STEVEN SEAGAL  
 IF HE DID NOT AGREE PAYING \$63MILLION),SLNDRNG,WTNS TMPR,RKTR;  
 NO KNOWN PRIORS;MED/PSY:OMDT.HEB

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

ATTACHMENT "A"

BP-S148.055 INMATE REQUEST TO STAFF CDPRM

SEP 98

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

TO: (Name and Title of Staff Member) <b>MRS. WINTER-GATES / Mr. Raimay</b>	DATE: <b>MARCH 18 2005</b>
FROM: <b>JULIUS R. NASSO</b>	REGISTER NO.: <b>67923-053</b>
WORK ASSIGNMENT: <b>UNIT ORDERLY</b>	UNIT: <b>DELTA-BRAVO</b>

SUBJECT: (Briefly state your question or concern and the solution you are requesting. Continue on back, if necessary. Your failure to be specific may result in no action being taken. If necessary, you will be interviewed in order to successfully respond to your request.)

Yesterday, you gave me the impression that I am going to be denied Halfway House due to my allegedly being an Associate of Organized Crime. The Warden stated that "CIM assignment of Special Supervision" does not preclude you from transfer, temporary release, or participation in Community activities recommended by the Warden. Furthermore the Region has acknowledge that the true Record of my case establishes that I am NOT an Associate of Organized Crime, where they wrote "We Recognize the Judgement and Commitment order and Remarks from the sentencing judge. SUPPORT your assertion that you were not a MEMBER OR AN ASSOCIATE WITH Organized Crime..." I am requesting that you please forward this information, to the proper authorities, so that way my Halfway House placement is not tampered with based on erroneous information.

SEE ATTACHMENT 1A

(Do not write below this line)

DISPOSITION:

ATTACHMENT "B"

Signature Staff Member	Date
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Record Copy - File; Copy - Inmate  
(This form may be replicated via WP)

This form replaces BP-148.070 dated Oct 86  
and BP-S148.070 APR 94



REQUEST FOR ADMINISTRATIVE REMEDY  
PART B RESPONSE

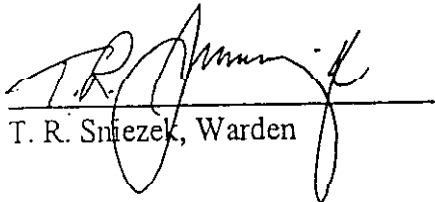
Nasso, Julius R.  
Reg. No.: 67923-053  
Remedy I.D.: 358188-F2  
Unit D/B

This is in response to your Request for Administrative Remedy receipted November 17, 2004, in which you request the removal of the Central Inmate Monitoring assignment of "Special Supervision."

Investigation into the matter indicates you have been classified as a Special Supervision case due to the fact you were recognized as an associate of an organized crime family. On October 18, 2004, the Northeast Regional Office determined there was adequate information to support the classification of Special Supervision. **The Central Inmate Monitoring assignment of Special Supervision does not preclude you from transfer, temporary release, or participation in community activities recommended by the Warden.**

Based on these findings, your Request for Administrative Remedy is denied.

If you are not satisfied with this response, you may appeal to the Regional Director, Bureau of Prisons, Northeast Region, U.S. Custom House, 7<sup>th</sup> Floor, 2<sup>nd</sup> and Chestnut Streets, Philadelphia, Pennsylvania 19106, within 20 calendar days of the date of this response.

  
T. R. Sniezek, Warden

12/2/04  
Date

NASSO, Julius

Reg. No. 67923-053

Appeal No. 358188-R2

Page One

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Part B - Response

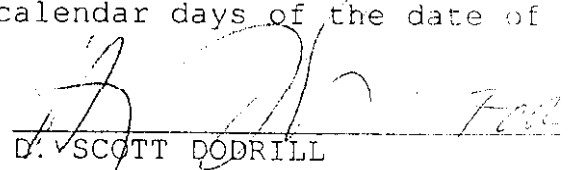
You appeal the decision of the Warden at FCI Elkton to maintain your Central Inmate Monitoring (CIM) assignment of Special Supervision. You contend you have never been an associate of any crime family and the Chief Probation Officer confirmed that you are not an organized crime associate. You request the CIM status be removed.

A review of your appeal reveals that you are currently classified with the CIM assignment of Special Supervision. Program Statement 5180.04, Central Inmate Monitoring System states, this assignment is based on the nature of the offense and/or inmate's background. Documentation supporting this assignment may include Pre-Sentence Report (PSR) or written information from law enforcement agencies or Bureau of Prisons staff that justifies the need for review of case management decisions and security.

We recognize the Judgement and Commitment Order and remarks from the sentencing judge supports your assertion that you were not a member or an associate with Organized Crime. Nevertheless, we conclude that the Special Supervision assignment is proper. The description of your offense in your PSR indicates you committed a serious extortion involving use of organized crime figures to threaten the victim with serious bodily harm. Accordingly, your appeal is denied.

If you are dissatisfied with this response, you may appeal to the General Counsel, Federal Bureau of Prisons. Your appeal must be received in the Administrative Remedy Section, Office of General Counsel, Federal Bureau of Prisons, 320 First Street, N.W., Washington, D.C. 20534, within 30 calendar days of the date of this response.

Date: February 9, 2005

  
D. SCOTT DODRILL  
Regional Director

WORK PERFORMANCE RATING: Mr. Nasso receives satisfactory to good work evaluations as a Unit Orderly

INCIDENT REPORTS SINCE LAST PROGRAM REVIEW: He has maintained clear conduct since his last program review

FRP PLAN/PROGRESS: Complete

He received \$1528.<sup>50</sup> and spent \$1708.<sup>87</sup> in the last 6 months. The current commissary account balance is \$421.<sup>39</sup>

RELEASE PREPARATION PARTICIPATION: Participates in Release Preparation Classes to prepare for release.

CCC RECOMMENDATION: \*\* Unit team agreed to recommend placement in a MCC on or slightly after 6/3/05 provided U.S.P.C. has no objections.

PROGRESS MADE SINCE LAST REVIEW: Mr Nasso completed six of the release preparation program classes and is currently enrolled in the Spinning Class.

GOALS FOR NEXT PROGRAM REVIEW MEETING:

Maintain Clear Conduct by not receiving any incident reports between now and your next program review.

Complete the Spinning Class, if physically able, to maintain or improve health.

Enroll in the Card Making ACE Class to utilize & improve artistic ability.

Complete at least two additional release preparation program classes to prepare for release.

LONG TERM GOALS: Projected Release Date: 7/3/2005

Save \$120 per year at a rate of \$10 per month to assist with release needs. The current balance is \$431.<sup>39</sup>

Complete the Release Preparation Program prior to release in order to prepare for release.

Judicial Recommendations: Minimum Security Facility - Per Security Dir's Letter Sent  
Non-Corruptive Orderly reprimand for C.P.

OTHER INMATE REQUESTS/TEAM ACTIONS:

SIGNATURES:

UNIT MANAGER:

A. Fekete

DATE: 03-23-2005

INMATE:

DATE: 03-23-2005

COPY



ELKDO  
PAGE 001

## PROGRAM REVIEW REPORT

03-10-2005  
19:39:05

INSTITUTION: ELK ELKTON FCI

NAME.....: NASSO, JULIUS R  
RESIDENCE...: STATEN ISLAND, NY 10312

REG. NO: 67923-053

TYPE OF REVIEW.....: INITIAL CLASSIFICATION/PROGRAM REVIEW  
NEXT REVIEW DATE.....: 6/2005PROJ. RELEASE DATE...: 07-03-2005  
PAROLE HEARING DATE..: NONERELEASE METHOD.: GCT REL  
HEARING TYPE....: NONEDATE OF NEXT CUSTODY REVIEW: 2/2006

DETAINERS (Y/N): N

CIM STATUS (Y/N).....: Y

IF YES, RECONCILED (Y/N): YPENDING CHARGES.....: None KnownOFFENDER IS SUBJECT TO NOTIFICATION UNDER 18 U.S.C. 4042(B) (Y/N).....: N  
IF YES - CIRCLE ONE - DRUG TRAFFICKING/CURRENT VIOLENCE/PAST VIOLENCE

CATEGORY	CURRENT ASSIGNMENT	EFF DATE	TIME
CMA	PROG RPT	NEXT PROGRESS REPORT DUE DATE	08-20-2007 1336
CMA	RPP PART	RELEASE PREP PGM PARTICIPATES	08-26-2004 0815
CMA	V94 COA913	V94 CURR OTHER ON/AFTER 91394	09-05-2004 1338
CUS	IN	IN CUSTODY	03-11-2004 1340
DRG	DRG I NONE	NO DRUG INTERVIEW REQUIRED	09-05-2004 1336
EDI	ESL HAS	ENGLISH PROFICIENT	09-07-2004 1419
EDI	GED HAS	COMPLETED GED OR HS DIPLOMA	09-21-2004 1401
FRP	COMPLT	FINANC RESP-COMPLETED	09-02-2004 0918
LEV	LOW	SECURITY CLASSIFICATION LOW	03-08-2004 1030
MDS	NO F/S	NO FOOD SERVICE WORK	09-24-2004 1236
MDS	OTHER	OTHER MEDICAL RESTRICTION	01-27-2005 0743
MDS	REG DUTY W	REGULAR DUTY W/MED RESTRICTION	09-24-2004 1236
QTR	D06-026L	HOUSE D/RANGE 06/BED 026L	02-25-2005 1226
RLG	CATHOLIC	CATHOLIC	09-05-2004 1337
WRK	UNT DB ORD	D B SIDE UNIT ORDERLY	01-19-2005 1104

WORK PERFORMANCE RATING: \_\_\_\_\_

INCIDENT REPORTS SINCE LAST PROGRAM REVIEW: \_\_\_\_\_

FRP PLAN/PROGRESS: \_\_\_\_\_

RELEASE PREPARATION PARTICIPATION: \_\_\_\_\_

COPY